

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	8:23CR79
)	
vs.)	
)	
KENNETH BREYER and)	ORDER
ELAINE BREYER,)	
)	
Defendants.)	

This matter is before the court on the defendant, Kenneth Breyer's unopposed Motion to Continue Trial [61]. Counsel remain in plea negotiations and are attempting to resolve the matter without the necessity of a trial. The government and counsel for co-defendant Elaine Breyer have indicated to the Court they do not object to the continuance. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [61] is granted, as follows:

1. The jury trial, **for both defendants**, now set for April 22, 2024, is continued to **June 17, 2024**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and June 17, 2024**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).
3. **No further continuances will be granted without requesting a hearing before the undersigned magistrate judge.**

DATED: April 10, 2024.

BY THE COURT:

s/ Susan M. Bazis
United States Magistrate Judge